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USDS SDNY **DOCUMENT** ELECTRONICALLY FILED DOC #: DATE FILED:

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

CHRISTOPHER F. KEMLAGE,

Plaintiff,

07 Civ. 06366 (KMK)(LMS)

-against-

STIPULATION OF **DISCONTINUANCE** WITH PREJUDICE

PETER DeFOREST, individually, MICHAEL BILLEN, individually, and the TOWN OF UNION VALE, New York,

Defendants.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for all parties, that the above captioned matter be, and the same hereby is, discontinued with prejudice and without costs or attorneys' fees to any party.

Dated: White Plains, NY January 24, 2008

LOVETTO & COULD, LLP

Kim Berg (KB1425)

Attorneys for Plaintiff

222 Bloomingdale Road

White Plains, New York 10605

914-428-8401

MIRANDA, SO LOFF, SAMBURSKY, SLONE, VERVENIOTIS LLP

Brian S. Sóko off (BSS7147)

Attorneys for Defendants

240 Mineola Boulevard

Mineola, New York 11501

516-741-7676

United States District Judge